



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov

11 DEC 2006

SILVERBROOK RESEARCH PTY LTD
393 DARLING STREET
BALMAIN NSW 2-041 AU AUSTRALIA

In re Application of :
KIA SILVERBROOK :
Application No. 10/510,153 : DECISION ON PETITION
Filed: 05 October 2004 : UNDER 37 CFR 1.181
Attorney Docket No. YU176NPUS :

This is a decision on applicants' "Letter" requesting withdrawing of the holding of abandonment filed in the United States Patent and Trademark Office (USPTO) on 27 June 2005, in response to the 31 May 2005 Notification of Abandonment. No petition fee is required.

On 05 October 2004, applicant filed a Transmittal Letter to the United States Designated/Elected Office (DO/EO/US) Concerning a Filing Under 35 U.S.C. 371 (Form PTO 1390) along with, *inter alia*, a check for the basic national fee.

On 31 May 2005, a Notification of Abandonment was erroneously mailed to applicants indicating that the basic national fee had not been provided by the thirty month deadline.

On 27 June 2005, applicants filed the instant request to withdraw the holding of abandonment along with copies of the originally filed papers and an affidavit of Leonie Frances News, Patent Administrator of Silverbrook Research Pty. Ltd.

A review of the application file reveals that applicant did pay the basic national fee (\$1040) on 05 October 2004. Thus, the Notification of Abandonment mailed on 31 May 2005 was issued erroneously and is hereby vacated.

The petition to withdraw the holding of abandonment filed on 27 June 2005 is **GRANTED**. The Notification of Abandonment mailed on 31 May 2005 was issued erroneously and is hereby **VACATED**.

The Notification of Acceptance mailed on 17 January 2006 remains in effect.

Cynthia M. Kratz
Attorney Advisor
PCT Legal Office

Telephone: (571)272-3286
Facsimile: (571)273-0459